

Marion County Election Board Meeting

Wednesday, November 12, 2014 | 10 AM

Election Service Center, 3737 E. Washington St.

Board Members Presented: Chairman Cody Kendall; Vice Chairman Vincent Perez; Secretary Elizabeth "Beth" White

Others Present: Angie Nussmeyer, Director of Elections; David Lichtenberger; Will Kelly; Jenny Troutman; Patrick Becker; Michael Weiseman; Erin Kelley; Janet Buchanan; Emily Kallas; Nick Hess; Michael Zachariades

Agenda

- I. **Call to Order:** Chairman Kendall called the meeting to order.
- II. **Military & Overseas Ballot Review:** Director Nussmeyer stated there are three MOS ballots and one federal ballot write-in for the Board to review the signatures and remake the ballots. Madam Clerk motioned to count all 4 ballots. Chairman Kendall seconded the motion. It passed unanimously.
- III. **Provisional Ballot Review:** Director Nussmeyer noted there were 231 provisional ballots cast in the 2014 General Election. They are all listed in a spreadsheet by voter #.
 - **Voter # 1- 4:** Ms. Nussmeyer mentioned that precinct 21-01 did not open on time and four voters were allowed to vote on a 21-02 ballot. Before making this decision the Inspector called the hotline for guidance and noted the ballots for each precinct were substantially the same. Chairman Kendall motioned to count the four ballots. Madam Clerk seconded the motion. It passed unanimously.
 - **Voter # 5 & 6:** The two voters requested traveling board; however, they ultimately opted not to vote by traveling board. Because they submitted request to vote absentee, they were marked as absentee voters in the poll book pursuant to the central count statute⁴. On Election Day, the two voters went to their polling place and voted. Chairman Kendall motioned to count the two ballots. Madam Clerk seconded the motion. It passed unanimously.

- **Voter # 7 – 10:** These four voters were misinformed that their address on their driver's license had to match what address was listed in the poll book. This is untrue so staff recommended counting all four ballots. Chairman Kendall motioned to count the four ballots. Madam Clerk seconded the motion. It passed unanimously.
- **Voter # 211 & 208:** The two voters were issued a certificate of error by voter registration. Chairman Kendall motioned to count the two ballots. Madam Clerk seconded the motion. It passed unanimously.
- **Voter # 11 – 21:** State law requires the poll workers to complete the provisional ballot paperwork indicating the reason for the challenge. The voter must also complete their section and sign the security envelope. For these 11 voters, no reason was noted on the provisional ballot envelope. Election Board staff found they were all in the correct precinct and registered voters; the Voter Registration review also confirmed the Election Board findings. Madam Clerk motioned to count the eleven ballots. Chairman Kendall seconded the motion. It passed unanimously.
- **Voter # 22 – 31:** These voters were eligible for a VRG 4/12. They were not issued one. Instead, they filled out a provisional ballot. Chairman Kendall motioned to count these ballots. Madam Clerk seconded the motion. It passed unanimously.
- **Voter # 32 & 33:** These were two early in-person voters who did not present their ID when they voted. State law allows individuals to show their ID to the Election Board no later than noon, ten days after an election. These two voters presented their IDs before the deadline. Chairman Kendall motioned to count the two ballots. Madam Clerk seconded the motion. It passed unanimously.
- **Voter # 34 – 154:** These 119 voters went to the wrong precinct to vote. There were registered in another precinct. Staff recommended not to count these 119 ballots. Chairman Kendall motioned not to count the 119 ballots. Madam Clerk seconded the motion. It passed unanimously.
- **Voter # 157 - 173:** In Indiana law, there is a fail-safe provision that permits a voter to vote at their old precinct one last time depending on when and where they moved. If a voter crosses Congressional district lines, the fail-safe provision does not apply. Staff recommended not to count the 21 ballots from voters who moved into different Congressional districts. Chairman Kendall motioned not to count the 21 ballots. Madam Clerk seconded the motion. It passed unanimously.
- **Voter # 177 – 197:** These voters did not present proof of identification during absentee voting or on Election Day. State law gives this group of voters until Friday, November 14 at noon to present their ID. Staff

recommended counting the provisional ballots of the voters who do submit their ID by the deadline. Chairman Kendall motioned to count these ballots if they present their ID by the deadline and authorized staff to perform the count. Madam Clerk seconded the motion. It passed unanimously.

- **Voter # 156:** The voter is not a US citizen. Madam Clerk motioned not to count this ballot. Chairman Kendall seconded the motion. It passed unanimously.
- **Voter # 42 & 44:** The voters returned an ABS mail ballot to the precinct. Staff recommends not counting their provisional ballot. Chairman Kendall motioned not to count this ballot. Madam Clerk seconded the motion. It passed unanimously.
- **Voter # 43:** This voter brought their ballot to their polling site. Under the central count statute, an absentee voter can only vote at the precinct on Election Day if they deliver their ballot to the Election Board and receive permission. This person did not do so. Madam Clerk motioned not to count this ballot. Chairman Kendall seconded the motion. It passed unanimously.
- **Voter # 198 – 212:** These voters' records are cancelled in SVRS. Chairman Kendall motioned to adapt staff's recommendation to not count the ballots. Madam Clerk seconded the motion. It passed unanimously.
- **Voter # 213:** The voter's name was not in the poll book. The last name is not provided on the provisional ballot. Madam Clerk motioned not to count this ballot. Chairman Kendall seconded the motion. It passed unanimously.
- **Voter # 214 – 225:** No information is provided on the provisional ballot. Staff recommended not counting these ballots. Madam Clerk motioned these ballots should not be counted. Chairman Kendall seconded the motion. It passed unanimously.
- **Voter # 226 – 231:** No ballots were found in the provisional ballot envelope. Madam Clerk mentioned no action is needed since there are no ballots to reject or accept.

IV. Other Business/Updates: The Election Board will certify the 2014 General Election on Monday, November 17th at 10 am.

V. Adjournment: Chairman Kendall adjourned the meeting.

Signed: 12/10/2014

Chairman, Cody Kendall

Vice Chairman, Vincent I. Perez

Secretary, Elizabeth L. White